



Attorney Docket No. ATI-365

\$170

UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: Yonel Beaulieu

Art Unit: 3661

Re: Application of:

David S. Breed et al.

Serial No.:

10/805,903

Filed:

March 22, 2004

For:

Telematics System

Confirmation No.:

2211

Customer Number:

22846

RESPONSE TO OFFICE ACTION

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 27, 2006

Dear Sir:

In response to the Office Action dated October 27, 2005, which set a shortened three-month statutory term for response expiring on January 27, 2006, applicants comment as follows:

Claims 1-49 are presently active in this application and all have been rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-49 of U.S. Patent No. 6,735,506. The Examiner takes a position that although the conflicting claims are not identical, they are not patentably distinct from each other.

FIRST CLASS MAIL CERTIFICATION

I hereby certify that this response and attachment are being deposited as first class mail, postage paid, with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 27, 2006.

Brian Roffe

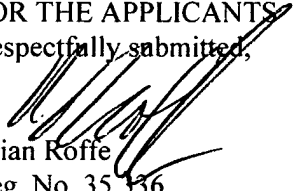
Without addressing the validity of this rejection and reserving the right to do so, submitted herewith is a Terminal Disclaimer disclaiming the terminal part of any patent granted on this application which would extend beyond the term of U.S. Pat. No. 6,735,506. As noted in the Terminal Disclaimer, the appropriate fee for submission of a Terminal Disclaimer is to be charged to a Deposit Account.

In view of the submission of the Terminal Disclaimer, it is respectfully submitted that the obviousness-type double patenting rejection has been overcome and should be removed.

In the absence of other objections or rejections, it is respectfully submitted that the present application is now in condition for allowance.

An early and favorable action on the merits is earnestly solicited.

FOR THE APPLICANTS
Respectfully submitted,


Brian Roffe
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Encl.
Terminal Disclaimer